

FIRST REGULAR SESSION

SENATE BILL NO. 71

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR JUSTUS.

Pre-filed December 1, 2006, and ordered printed.

TERRY L. SPIELER, Secretary.

0501S.011

AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to child care subsidies.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 208, RSMo, is amended by adding thereto one new
2 section, to be known as section 208.046, to read as follows:

**208.046. 1. The children's division shall promulgate rules to
2 become effective no later than July 1, 2008, to modify the income
3 eligibility criteria for any person receiving state-funded child care
4 assistance under this chapter, either through vouchers or direct
5 reimbursement to child care providers, as follows:**

6 **(1) For incomes of less than one hundred thirty percent of the
7 federal poverty level for the applicable family size, such persons
8 receiving state-funded child care assistance under this chapter shall
9 receive full child care subsidy benefits;**

10 **(2) For incomes of one hundred thirty percent to one hundred
11 eighty-five percent of the federal poverty level for the applicable family
12 size, such persons receiving state-funded child care assistance under
13 this chapter shall receive child care subsidy benefits reduced
14 proportionately based on income in excess of one hundred thirty
15 percent of the federal poverty level for the applicable family size;**

16 **(3) For incomes in excess of one hundred eighty-five percent of
17 the federal poverty level for applicable family size, such persons shall
18 be ineligible for child care subsidy benefits.**

19 **2. Nothing in this section shall be construed as prohibiting the
20 imposition of a fee by the division to child care subsidy benefit
21 recipients based on gross income and family unit size and based on a**

22 child care sliding fee scale established by the division. The sliding
23 scale fee may be waived for children with special needs as established
24 by the division.

25 3. Any rule or portion of a rule, as that term is defined in section
26 536.010, RSMo, that is created under the authority delegated in this
27 section shall become effective only if it complies with and is subject to
28 all of the provisions of chapter 536, RSMo, and, if applicable, section
29 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable
30 and if any of the powers vested with the general assembly pursuant to
31 chapter 536, RSMo, to review, to delay the effective date, or to
32 disapprove and annul a rule are subsequently held unconstitutional,
33 then the grant of rulemaking authority and any rule proposed or
34 adopted after August 28, 2007, shall be invalid and void.

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Bill

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